

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Trademark Trial and Appeal Board
2900 Crystal Drive
Arlington, Virginia 22202-3513

Mailed: October 31, 2002

Cancellation No. 92040633

ROEX, INC.

v.

TWIN LABORATORIES, INC.

Nancy L. Omelko, Interlocutory Attorney:

On August 29, 2002, the Board sent a notice of default to respondent because no answer had been filed.

The record shows no response thereto.

Accordingly, judgment by default is hereby entered against respondent, the petition to cancel is granted, and Registration No. 1,537,158 will be cancelled in due course. See Fed. R. Civ. P. 55, and Trademark Rule 2.114(a).

*By the Trademark Trial
and Appeal Board*

HAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Roex, Inc.
Serial No.: 78/017510
Mark: PC-95
Filed: July 19, 2000
Examiner: Berk
Law Office: 102



11-12-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #74

West Tower, Suite 4000
2425 West Olympic Bl.
Santa Monica, CA 90404
November 7, 2002

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Dear Sir:

In response to the office action dated March 28, 2002 suspending further proceedings in this matter, applicant responds as follows. On October 31, 2002, judgment by default against the owner of registration 1,527,158 was entered by the Board (see attached Order) and will be cancelled in due course. In light of the entry of the default judgment and cancellation of the cited registration, the refusal based upon Registration No. 1,527,158 should be withdrawn and the pending application approved for publication for Opposition in the Official Gazette by the examiner.

Please stamp the date of receipt of this response on the enclosed stamped, self-addressed postal card and return it to me at your earliest convenience.

Respectfully submitted,

Jay H. Geller
Attorney for Applicant

cc: Rod Burreson

I certify that the foregoing is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Assistant Commissioner of Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513 on November 7, 2002.

Jay H. Geller

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